

I. Monday, February 1, 2010 Work Meeting of the Governing Body of the Borough of Lincoln Park, the Clerk called the Work Meeting to order and announced the meeting was duly advertised in accordance with the Open Public Meetings Act. The Clerk also advised those present where the exits to the room were and to turn off all Cell Phones and Beepers. All stood for the Pledge of Allegiance. The meeting came to order immediately following the Organization Meeting.

**II. ROLL CALL**

On the Roll Call, Council Members present were: Kerwin, Long, Petracca, Thompson, Wild and Pepe.

ABSENT: Council Member Nadel

Present from Administration: Mayor Runfeldt, Administrator Sean Canning, Attorney Edward Buzak

ABSENT FROM ADMINISTRATION: CFO Kerry Geisler, Attorney Tiena Cofoni

**III. COUNCIL AGENDA:**

**1. CLOSED SESSION:**

Council had a Resolution for later in the meeting for a Closed Session on Personnel.

**COUNCIL PRESIDENT PEPE ADDED THE FOLLOWING ITEM TO THE COUNCIL AGENDA:**

**2. HANDBOOK COMMITTEE:**

Council President Pepe announced the members of the Handbook Committee to review the Compensation Time Issue and report back to Council.

The Committee is as follows: Councilman Petracca as the Chair; Councilman Kerwin and Councilwoman Thompson.

**IV. MISCELLANEOUS/COUNCIL COMMITTEE REPORTS:**

**1. Councilman Kerwin had one (1) item:**

1. Councilman Kerwin reported that he, Councilman Wild and Councilwoman Thompson all attended the Prosecutor's Demonstration and found it quite interesting.

**2. Councilwoman Long had nothing to report.**

**3. Councilman Petracca had nothing to report.**

**4. Councilwoman Thompson had one (1) item:**

1. Councilwoman Thompson also reported on their attendance at the Morris County Prosecutors Demonstration about shared services and found it very interesting, their goal is to get the worst of the worst off the streets, she also advised that she spoke to Acting Chief Andrascik about it.

5. Councilman Wild had one (1) item:
  1. Councilman Wild reported that the Planning Board met, Malcolm Chamalian is the new Chairperson and the Vice Chair is Ms. D'Antono.
6. Council President Pepe had one (1) Item:
  1. Council President Pepe advised that the Handbook Committee will be looking into the compensation time issue and reporting back to Council.

**V. MAYOR'S AGENDA:**

**1. ANTI HARASSMENT RESOLUTION:**

Administration reported that part of our Risk Management efforts through the Joint Insurance Fund, the JIF is asking to annually Adopt a Resolution re-affirming our commitment to an atmosphere of anti harassment conduct.

This is part of a larger effort which entails quarterly safety meetings which are conducted by the Administrator with Department Heads, examination of workplace injuries and accidents to determine cause and if training or policy changes are needed.

Council concurred and a Resolution will be placed on the Regular Agenda.

**2. LIGHTING ISSUES BOROUGH FIELD:**

Council was provided with a memorandum and backup from the Borough Engineer, the Borough is facing a potential liability in regard to lighting issues.

Council was also provided with copies of a three part proposal for consideration.

After much discussion a consensus vote was taken on the Lighting expenditure for the fields.

Councilwoman Thompson MOVED the Voice Vote on the expenditure of the \$75,000.00 and Councilman Wild SECOND the MOTION. The consensus was unanimous to use the money from the Ordinances instead of the Open Space funds at this time.

Council also asked Administration to prioritize the remaining options for them to possibly spend some of the Open Space funds for repair or replacement.

At this time none were in favor of shutting down the field for approximately two (2) years.

**3. CHAPTER 3 REVISIONS:**

Administration advised that work initiated in the winter of 2009, streamlining and bringing up to current legal status the Chapter of our code dealing with Municipal Government makeup and Department Head responsibilities.

Council was provided with copies of the proposed changes and Ordinance.

Council concurred and an Ordinance for Introduction will be placed on the Regular Agenda.

4. **SUSTAINABLE NEW JERSEY:**

Administration explained that this is an incentive program to save energy money spent by a municipality, be environmentally friendly and provide the Borough with the opportunity to grant funding to achieve further savings.

Council concurred and a Resolution will be placed on the Regular Agenda.

5. **ESCROW RELEASE – WALGREEN’S CORPORATION:**

Council received back-up information on Escrow #20090261 Authorization to release funds from Sal Marino, amount tentatively is \$300.00.

Council concurred and a Resolution will be placed on the Regular Agenda.

6. **ESROW RELEASE – WEXFORD INN:**

Council received back-up information on Escrow #2111 for sidewalk repairs and the Borough Engineer has approved release of the bond.

Council concurred and a Resolution will be placed on the Regular Agenda.

7. **TAX RESOUNDER FOR 2010:**

This is pursuant to N.J.S.A. 40A:5-17.1, the Tax Collector is forgiven the collection or refund of taxes of any amount of \$5.00 or less for the year 2010.

Council concurred and a Resolution will be placed on the Regular Agenda.

8. **TRANSFER OF TAXES DO TO SUCCESSFUL APPEAL TO 2010:**

Block 35 Lot 90.11, 39 Rosenbrook Ave., LLC, \$867.00 transfer to 2010 as a result of a successful tax appeal.

Council concurred and a Resolution will be placed on the Regular Agenda.

9. **TAX OVERPAYMENT REFUND:**

Block 4.4 Lot 44, Lereta, LLC, Amount of \$2,297.27, Title Company and Mortgage Company both paid.

Council concurred and a Resolution will be placed on the Regular Agenda.

10. **CASH BOND RETURN:**

Michael Gregory, sidewalk bond return, 212 Main St., Escrow #2102.

Council concurred and a Resolution will be placed on the Regular Agenda.

11. **CLOSED SESSION:**

Administration requested a Closed Session for this meeting concerning Contract Negotiations.

Council concurred and a Resolution will be Adopted at this meeting.

VI. **RESOLUTIONS:**

Council President Pepe asked for a MOTION and a SECOND on both R10-57 and R10-58.

Councilwoman Thompson MOVED the Adoption of R10-57 and R10-58.

Councilman Kerwin SECOND the Motion.

The following Resolutions were spread for the record:

RESOLUTION R10-57

BOROUGH OF LINCOLN PARK

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Governing Body of the Borough of Lincoln Park is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Governing Body of the Borough of Lincoln Park to discuss in a session not open to the public certain matters relating to the item or items as authorized and designated below;

“As authorized by N.J.S.A. 10:4-12b(7), Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social services, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual’s personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.”

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Lincoln Park, assembled in public session on the 1<sup>st</sup> day of February, 2010, that an Executive Session, closed to the public, shall be on the 1<sup>st</sup> day of February, 2010, at approximately 7:30 pm in the Borough of Lincoln Park, Municipal Building, 34 Chapel Hill Road, Lincoln Park, New Jersey 07035 for the discussion of matters relating to the specific items designated above.

and

RESOLUTION R10-58

BOROUGH OF LINCOLN PARK

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Governing Body of the Borough of Lincoln Park is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Governing Body of the Borough of Lincoln Park to discuss in a session not open to the public certain matters relating to the item or items as authorized and designated below;

“As authorized by N.J.S.A. 10:4-12b(7), Matters Relating to Litigations, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiations in which the public body is, or may become a party. Any matters falling within the Attorney-Client privilege, to the extent that confidentiality is required in order for the Attorney to exercise his ethical duties as a lawyer:”

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Lincoln Park, assembled in public session on the 1<sup>st</sup> day of February, 2010, that an Executive Session, closed to the public, shall be on the 1<sup>st</sup> day of February, 2010, at approximately 7:30 pm in the Borough of Lincoln Park, Municipal Building, 34 Chapel Hill Road, Lincoln Park, New Jersey 07035 for the discussion of matters relating to the specific items designated above.

The Clerk called the ROLL showing the following:

YES: Council Members: Kerwin, Long, Petracca, Thompson, Wild and Pepe  
NO: NONE  
ABSENT: Council Member Nadel  
ABSTAIN: NONE

The Resolutions were Adopted.

**VII. ORDINANCES:**

NONE

**VIII. PUBLIC HEARING:**

NO PUBLIC IN ATTENDENCE

**IX. CLOSED SESSION:**

Councilwoman Thompson MOVED to go to CLOSED SESSION.

Councilwoman Long SECOND the Motion.

Council went into CLOSED SESSION at approximately 8:08pm the following items were discussed.

1. Contract Negotiations – Twin Meadows Golf Course
2. Personnel – Vacancy in Office

Councilwoman Long MOVED to come out of CLOSED SESSION.

Councilman Kerwin SECOND the Motion.

Council came out of CLOSED SESSION at approximately 8:33pm.

**X. ADJOURNMENT:**

Councilwoman Thompson MOVED the Work Meeting be ADJOURNED.

Councilwoman Long SECOND the MOTION.

The Work Meeting of Monday, February 1, 2010 was ADJOURNED at approximately 8:33 pm.

ATTEST:

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Annette Maida-Smith, RMC  
Borough Clerk

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Louis J. Pepe, Council President